

Los Angeles Regional Water Quality Control Board

Meeting Minutes

Los Angeles Water Board Meeting
February 6, 2014

The Metropolitan Water District of Southern California
(Board Room)
700 North Alameda Street
Los Angeles, California

The meeting was called to Order by Chair Maria Mehranian at 9:17 am.

Roll Call.

Board Members Present: Maria Camacho, Fran Diamond, Maria Mehranian, Irma Muñoz, Charles Stringer, and Madelyn Glickfeld

Board Members Absent: Lawrence Yee

Staff Present: Samuel Unger, Deborah Smith, Paula Rasmussen, Frances McChesney, Jennifer Fordyce, Nicole Kuenzi, Ronji Moffett, Geraldo Rabelo, Alex Carlos, Renee Purdy, David Hung, Jenny Newman, Shan Rapoport, Ivar Ridgeway, Rebecca Christmann, Eric Wu, Rebecca Chou, Cassandra Owens, Michael Lyons, Celine Gallon, Man Voong, Dr. Ginachi Amah, Pavlova Vitale, Theresa Rodgers, Sandra Kelley, Russ Colby, Hugh Marley, Rosario Aston

Individuals whose Names Appear on the Sign-In Sheet and/or Speaker Cards

Mr. Bruce Hamamoto, L.A. County DPW	Mr. David Kimbrough, Pasadena Water & Power
Ms. Kirsten James, Heal the Bay	Mr. Adan Ortega, CalMutuals
Mr. Gary Lynch, Park Water Co.	Ms. Allyson Clark, CA Water Service Co.
Mr. Anthony Arevalo, City of Long Beach	Mr. Richard Watson, Representing self
Ms. Liz Crosson, L.A. Waterkeeper	Mr. Vaikko Allen, Contech
Mr. Ray Tahir, TEC Consultants	Mr. John Desling, City of West Covina
Mr. Jun De Castro, City of Gardena	Mr. John Heintz, Malibu realty, LLC.
Mr. Craig George, City of Malibu	Mr. Carlyle Hall, Green Acres, LLC
Mr. Dan Schultz, Malibu La Paz	Mr. John Hunter, L.A. & San Gabriel Watershed
Mr. Julio Gonzales, City of Carson	Ms. Elizabeth Torres, City of Irwindale
Mr. Manuel Mancha, City of South El Monte	Mr. Don Felix, City of Gardena
Dr. Cindy Lin, USEPA Region 9	Mr. Peter Shellenbarger, Heal the Bay
Mr. Gary Jones, L.A. County DPW	Ms. Donna Chen, City of Los Angeles
Mr. Robert Holzman, Representing self	Mr. Mike Auer, Representing self
Ms. Yolanda Gonzalez, Pacific Mariners Yacht	Mr. Larry Silver, Representing self

Club/ Boat Owner	
Ms. Tatiana Gaur, L.A. Waterkeeper	Mr. John Adriany, Recreational Boaters of CA
Mr. Arthur Sacks, Representing self	Ms. Elaine Barker, Del Rey Yacht Club
Ms. Victoria Clark, SMWYC	Mr. Gilbert Katz, Del Rey Yacht Club
Mr. Ernest Barker, Del Rey Yacht Club	Ms. Anne Sacks, Recreational Boaters of CA
Ms. Debra Talbert, L.A. County Beaches and Harbors, Boating Section	Mr. Ron Miller, Representing self
Mr. Frank Szafranski, Rep. International Paint	M. Selvie Provost, Rep. All Boaters
Mr. Ed Jenkins, Representing self	Mr. Jun Dolor, Rep. Pier 44
Ms. Alicia Kunz, Representing self	Mr. Tommie Jackson
Mr. Marvin Sachse, Del Rey Yacht Club	Mr. Robert Atkins, Representing self
Mr. J.M. Provost, Rep. Boaters	Mr. Rick Lioio, Representing self
Mr. Trevor Bazeley, Rep. self	Mr. Zaven Hagopian, Boaters Community of Marina del Rey
Mr. Fred Wolfe, Marina Del Rey Anglers	Mr. Jon Nahhas, The Boating Coalition
Mr. Daniel Ginzburg, Representing self	Mr. Neal Blossom, American Coatings Assoc.
Mr. Bob Harris, Protech/Davis	Mr. Richard Horner, Representing self
Ms. Kery Rache, Representing self	Mr. Jack Rackliffe, Representing self
Ms. Darlene Koch, Representing self	Mr. Larry Koch, Pacific Mariners Yacht Club
Mr. Harlan Holmes, Representing self	Ms. Sylbeth Stearns, Representing self
Mr. Brad Terpak, Representing self	Ms. Linda Terpak, Representing self
Mr. Burt Bochner, Representing self	Mr. Donald Pruitt, Representing self
Mr. John Rushing, Representing self	Mr. Douglas Fay, Marina Del Rey Activism
Mr. Mike McCollough, Representing self	Ms. Marcia Hansen, Ballona Institute/Wetlands Defense Fund
Ms. Horia Ispas, Representing self	Mr. Karl Durow, Representing self
Mr. Rick Pezzner, Rep. Bora Bora Manna	Mr. B. Pezzner, Representing self
Ms. Gardenia Cercado, The Harbor at Avalon Marina Bay Anchorage	Mr. Joshua Merel, Representing self
Mr. Bruce Schaffer, Representing self	Mr. Mike Quinn, Rep. Marina Venice Yacht Club
Mr. Peter Griswold, Representing self	Mr. Glen Thorp, Representing self
Mr. Greg Schem, Representing self	Mr. Michael Tripp, Representing self
Mr. Daniel Masek, Representing self	Mr. Frank Szafranski, Representing self
Mr. Keith Lambert, Marina Del Rey Auglers	Ms. Jeanne Dominguez, Representing self
Mr. Richard Somers, Representing self	Mr. Stanley Edmond, Representing self
Mr. Ronald Hasson, Representing self	Mr. Wayne Spindler, Spring Valley Ranch & Water Company
Mr. Steve Hathaway, California Yacht Club	Mr. Simon Landt, Windward Yacht Center
Mr. Ed Casey, Marina Del Rey Lessee's Assoc.	Mr. Paul Skipper, S and K Dive Service
Ms. Jaylee Guidstein, Representing self	Mr. Robert Gobausti, Representing self
Mr. J. Matt Clark, Jr., Representing self	Mr. Bill Moore, Westchester Resident

2. Order of Agenda.

The Executive Officer, Samuel Unger asked for the following changes:

- Asked that Item 13 is moved to the consent calendar.

MOTION: To move item 13 to the consent calendar.

First: Board member Madelyn Glickfeld
Second: Board member Maria Camacho
Vote: Approved by unanimous vote

Item 3. Approval of draft meeting minutes for November 7, 2013, and December 5, 2013 Board meetings.

MOTION: To approved the November 7, 2013, and December 5, 2013 draft Board meeting Minutes.

First: Board member Fran Diamond
Second: Board member Maria Camacho
Vote: Approved by unanimous vote

Item 4. Board Member Communications.

There was no communication that constituted disclosure.

Item 5. Selection of Chair and vice Chair 2014.

MOTION: By Board member Fran Diamond of the selection committee, and seconded by previous Chair Maria Mehranian, to nominate Charles Stringer for Chair, and Irma Muñoz, Vice Chair for 2014. The nominations were approved by unanimous vote.

Item 6. Executive Officer's Report. *(Presented by Executive Officer, Samuel Unger)*

Report and Addendum Report was given to the Board. The Report was posted on the Board's website:

<http://www.waterboards.ca.gov/losangeles>

Item 7. Update from State Board. Vice Chair Fran Spivy-Weber discussed issues that are the currently the focus of State Board in addition to the following:

- On April 11, 2014 there will be a Chairs meeting held in Sacramento
- The current drought is the main focus of State Board
- Have asked to retain water behind the dams for a month because the dams are quite low
- Southern California will be affected by this drought now and in the future

Public Forum. *(Speakers were as follows):*

- Mr. David Kimbrough, Pasadena Water and Power
- Mr. Gary Lunch, Park Water Company
- Mr. Adan Ortega, CalMutuals
- Ms. Allyson Clark, California Water Service Company

Uncontested Items calendar:

The Executive Officer stated the Uncontested items as: Items 9, 10.1, 10.2, 11, 12, and 13.

MOTION: To approve Items 9, 10.1, 10.2, 11, 12, and 13.

First: Board member Madelyn Glickfeld

Second: Board member Maria Camacho

Vote: Approved by unanimous vote

Item 14, Long Beach Municipal Separate Storm Sewer System MS4 Discharge Permit

Introductory remarks were made by Ms. Renee Purdy, Chief of Regional Programs. Ms. Purdy indicated that staff began working with Long Beach on this permit in the fall of 2010. Afterwards, she gave highlights of the permit draft and indicated that this permit is consistent with the Los Angeles MS4 permit adopted in 2012, to assure consistency in the region.

Staff report: Mr. Ivar Ridgeway, Unit chief of Stormwater gave the staff report, making, but was not limited to the following points:

- Discussed the key comments that were received
- Long Beach currently operated its MS4 under the 2004 adopted permit
- Permit advancement includes Watershed Management provisions
- The draft permit includes Numeric WQ based limitations to implement nine TMDLs
- Discussed Minimum Control Measures
- Compliance mechanisms are consistent with the LA MS4 permit
- Received four comment letters on the draft permit
- Monitoring and Reporting Program was revised to require monitoring 3 to 5 times per week
- Change Sheet was discussed

Mr. Anthony Arevalo, Tom Modica, Angela Reynolds, and Marty Stevenson, Representing City of Long Beach made remarks and indicating, but not limited to the following remarks:

- About 150,000 building permits are issued per year by the City
- Discussed technical infeasibility
- Discussed hardship clause
- City takes care of over 50,000 individual permits
- Long Beach is still safeguarding all water quality

Speaker cards.

Ms. Kirsten James, Heal the Bay and Ms. Liz Crosson, L.A. Waterkeeper (opposed) provided a joint presentation, making but were not limited to the following comments:

- There have been hundreds of exceedances
- Long Beach has had since 1999 to meet the limits in the permit
- RWL provisions have been in effect since 1999
- Asked the Board to eliminate the Safe Harbor provisions and illegal compliance schedules for TMDLs
- No longer believe that the Regional Board should work with the City due to weaker redevelopment
- Believe we have a problem with impervious development
- Would like bio-filtration changed in the permit
- Believe the permit should specify minimum locations
- Would like additional outfall monitoring
- Would like to see additional parameters

Speaker cards.

- Mr. Vaikko Allen, Contech
- Mr. Richard Watson, Representing himself (in support)
- Mr. John Hunter, L.A. & San Gabriel Watersheds (in support)
- Mr. Ray Tahir, Rep. San Fernando, Compton, Irwindale, Gardena, El Monte (opposed)
- Mr. Jun De Castro, City of Gardena (opposed)
- Mr. John Desling, City of West Covina (opposed)
- Mr. John Felix, City of Gardena (opposed)

Board questions, and concerns:

- Expressed concern about the blanket addition for harbors
- Should bio-filtration be allowed offsite?
- Asked perspective on off-ramp issue
- Believe that consistency is important
- Inquired about the Green Street requirement ordinance

MOTION: To adopt the Long Beach MS4 permit as proposed by staff.

First: Board member Maria Mehranian

Second: Board member Fran Diamond

Vote: Approved by unanimous vote

Closed session break was taken at 1:15. Reconvened at 2:17 pm

Item 15, Reconsideration of Table 4-zz, Resolution No. R4-2009-007, Amendment to the Water Quality Control Plan for the Coastal Watersheds of Los Angeles and Ventura Counties Prohibiting On-site Wastewater Disposal systems in Malibu Civic Center Area.

Opening legal remarks were made by Ms. Frances Mc Chesney, Staff Counsel, indicating that comment letters were received by Ms. Joan Lavine, and on behalf of Green Acres. Ms. McChesney affirmed that the Table 4-zz was revised, and the reasons for the revisions.

Speaker cards:

Mr. Craig George, City of Malibu

Mr. John Heintz, Malibu Realty, LLC

Mr. Don Schritz, Malibu La Paz

Mr. Carlyle Hall, Green Acres LLC

MOTION: To approve the proposed Resolution revision to Table 4-zz with the corrections to the addresses as read into the record during the hearing.

First: Board member Maria Camacho

Second: Vice Chair Irma Muñoz

Vote: Approved by unanimous vote

Item 16. Consideration of proposed Basin Plan amendment to revise the Total Maximum Daily Load (TMDL) for Toxic Pollutants in Marina del Rey Harbor.

Staff report. Ms. Jenny Newman gave the staff presentation. During Ms. Newman's presentation, she made, but was not limited to the following points:

- Discussed the history of the TMDL that was adopted October 6, 2005
- Discussed the proposed revisions
- Gave a summary of comment letters, and Regional board responses with staff's recommendations
- Discussed the TMDL actions to date
- Discussed the Best Management Practices (BMPs) for Toxics TMDL to date
- Discussed the reconsideration outreach efforts chronologically
- Proposed changes address new impairments, add load allocations, and address implementation
- Dissolved copper released into Marina del Rey
- Staff recommends the column of copper as an impairment
- Staff recommend set allocations equal to numeric targets
- Staff received over 200 comment letters
- Major concern of comments was that paint conversions are too expensive, and no viable alternatives are available
- Staff has committed to pursue grant funding for the boats
- Staff recommends the column of copper as an impairment

Speaker cards.

- Dr. Cindy Lin, USEPA (in support)
- Mr. Gary Jones, Acting Director Los Angeles County Dept. of Beaches (Asked for a postponement for 2 years)
- Ms. Donna Chen, City of Los Angeles (requested an additional 3 years for compliance)
- Mr. Keith Lambert, Marina Del Rey Auglers (opposed)
- Mr. Mike Auer, Representing self (opposed)
- Mr. Larry Silver, Representing self (opposed)
- Mr. Marvin Sachse, Del Rey Yacht Club (opposed)
- Mr. Greg Shallon, Owner Marina del Rey Yacht Club (opposed)
- Mr. John Adriany, San Diego Yacht Club (opposed)
- Ms. Laura Meeker, L.A. Waterkeeper
- Mr. Robert Holzman, Resident Marina del Rey (opposed)
- Mr. Steve Hathaway, California Yacht Club (opposed)
- Mr. Simon Landt, Windward Yacht Center (opposed)
- Mr. Ed Cady, Representing Marina del Rey Lessee's Association (opposed)
- Captain Ron Miller, Representing self (opposed)
- Mr. Frank Szafranski, International Paint
- Mr. Jun Dolar, Pier 44 (opposed)
- Ms. Alicia Kunz, Representing self (opposed)
- Mr. Robert Gobalsli, Representing self (opposed)
- Mr. Trevor Bazeley, Representing self (opposed)
- Mr. Zaven Hagopian, Boaters Community of Marina del Rey (opposed)
- Mr. Jon Mahhas, The Boating Coalition (opposed)
- Mr. Daniel Ginzburg, representing self (opposed)
- Mr. Mr. Chad and Carrie Rackliff, Representing self (opposed)
- Mr. Richard Horner, Representing self (opposed)
- Mr. Harlan Holmes, Boater Marina del Rey (opposed)

- Mr. John Rushing, Boater Marina del Rey (opposed)
- Ms. Darlene Koch, Representing self (opposed)
- Mr. Douglas Fay, Representing self (opposed)
- Mr. Donald Pruitt, Representing self (opposed)
- Mr. Mike McCollough, Representing self (opposed)
- Ms. Marcia Hanscom, Ballona Institute/Wetlands Defense Fund (opposed to dredging)
- Mr. Bruce Schaffer, Representing self (opposed)
- Ms. Yolanda Gonzalez, Pacific Mariners Yacht Club (opposed)

Board questions and concerns:

- Asked for clarification as to why the County asked us not to rely on CTR?
- Inquired about the site specific study
- Asked clarification about the dredging

MOTION: To approve the proposed Basin Plan Amendment as proposed by staff.

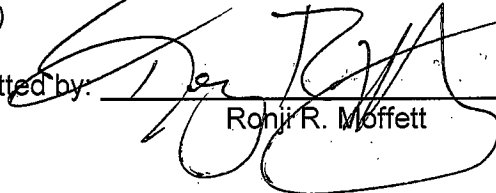
First: Board member Maria Mehranian

Second: Board member Fran Diamond

Vote: Approved by unanimous vote

The meeting adjourned at 6:47 pm. (For more detailed information on any matter at our meetings, you may contact Ronji Moffett at (213) 576-6612 or ronji.moffett@waterboards.ca.gov, and she may provide an Electronic copy of the transcript or audio, if available.)

Written and submitted by:



Ronji R. Moffett

, then finalized on

March 6, 2014.